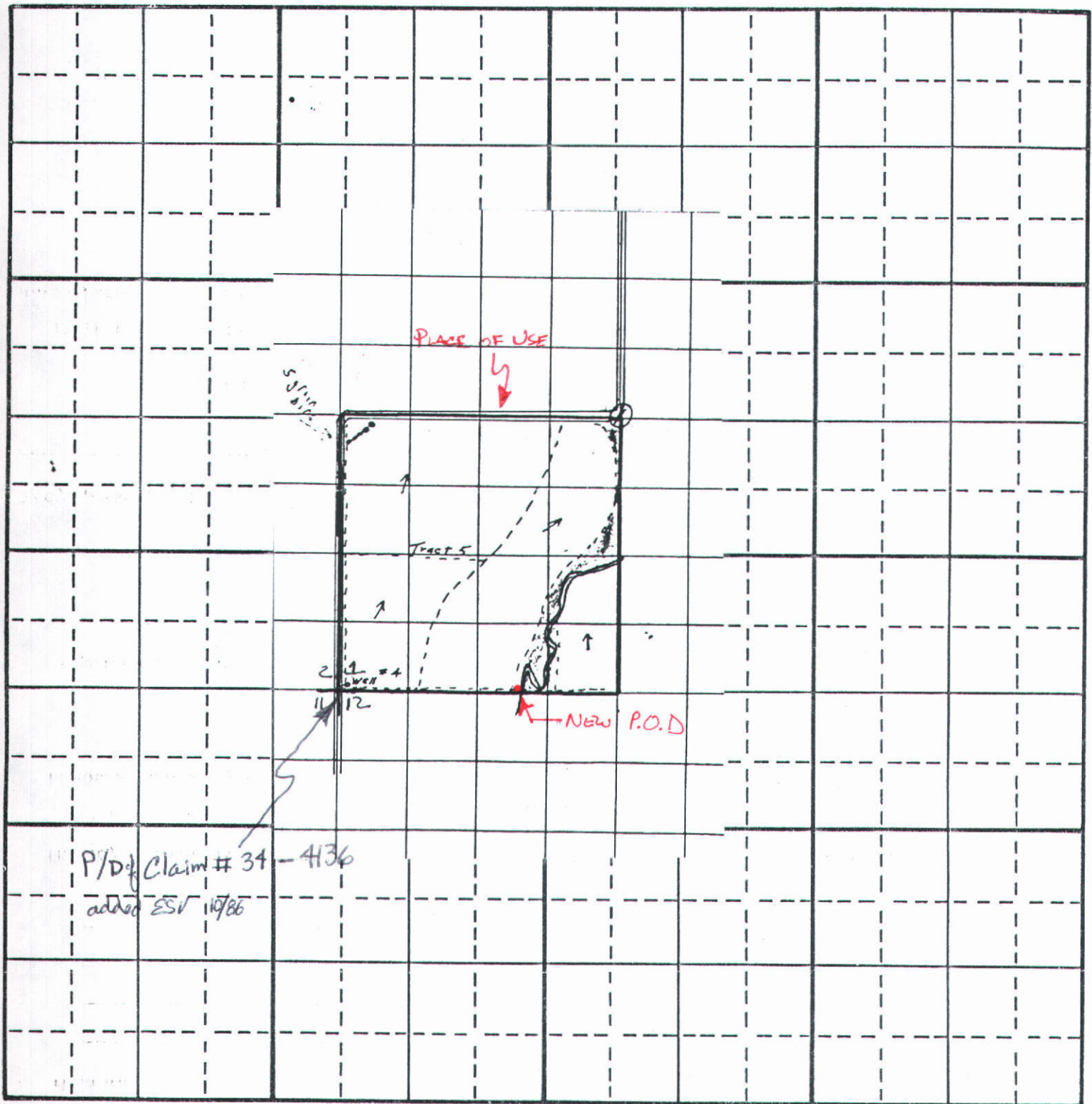


5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

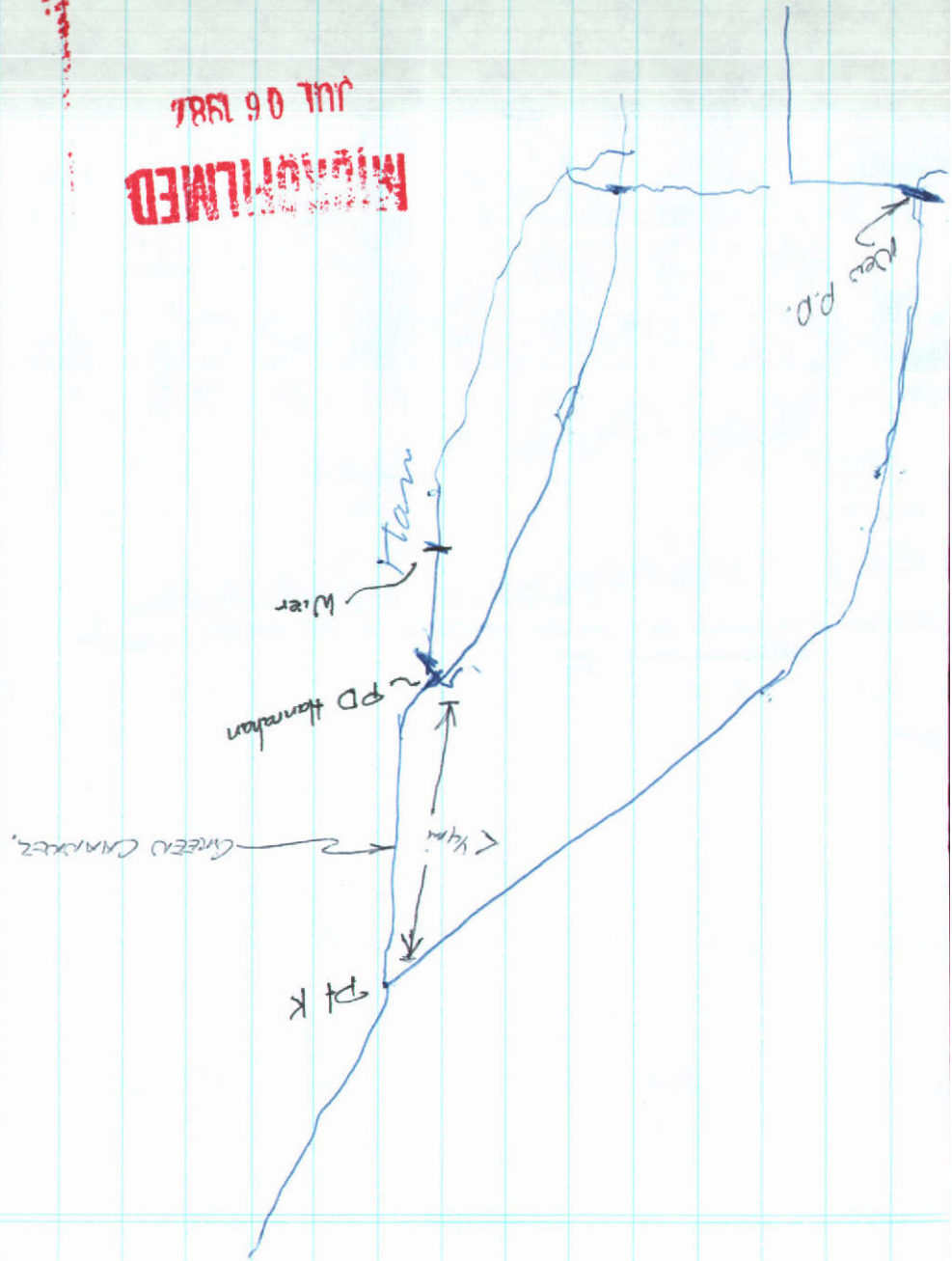
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JUL 06 1987

TP. <u>5N</u>	RGE <u>25E</u>
<u>ROUTE</u>	COUNTY
<u>IDAHO</u>	STATE
SCALE: 1" = 1320'	
PLATTED BY <u>BC</u>	VERIFIED BY
TITLE REPORT DESCRIPTION	
VERIFIED BY	

1912 ~ 160 inches

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JUL 06 1987



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant FEDERAL LAND BANK OF SPOKANE Phone 208-785-0820
Post Office address c/o Farm Credit Services-Blackfoot, P.O. Box 10, Blackfoot ID 83221

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by

- a Decree No 34-0659 Decreed to Helen Richardson (Name)
in case of Utah Const vs John Abbot
dated in Oct 21, 1925 in District Court county of Butte/Custer
(Name of court)
- b License No _____ issued by the Idaho Department of Water Resources
- c Claim No. _____ on file with the Idaho Department of Water Resources

- 2 Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired Purchased at Sheriff's Sale under Decree of Foreclosure. We did not receive a copy of last years Tax Notice.

- 3 Source of water Antelope Creek tributary to Big Lost River

4. Date of priority 8-31-1912

5 Water is used for the following purposes:

amount 3.2 cfs for irrigation purposes from 5-1 to 10-15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right a 3.2 cubic feet per second
&/or
b _____ acre feet per annum

7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21
Township 5 N Range 25 E, B M. in Butte County

Additional points of diversion, if any Note: Water is to be delivered through the Hanrahan Ditch

8. Lands irrigated or place of use:

TWP	RANGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	25E	1									X	X	X	X					

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Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above Claim filed 6-23-86 for a ground water right # 34-4136
added ESI/10/86

- 10 To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1 Amount of water a. _____ cubic feet per second
&/or
b. _____ acre feet per annum

2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B M, _____ County

Additional points _____

3. Place of use.

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

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C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

* 1. General Information

- a. Amount of water to be diverted 3.2 cfs &/or _____ acre feet
- b. Description of diverting works dirt diversion structure on the property
- c. Describe the reasons for the proposed changes We do not have any stock in the Hanrahan Ditch Co. and are unable to get the water delivered via that ditch.

2 Change in point of diversion

Point of diversion SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1 Township 5N
 Range 25 E, B M., Butte County
 Additional points _____

3 Change in place of use

- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

* Changed as per - talk con w/ BRENT UNDERDAHL 10/17/86 *ES*

c. Describe the lands or place of use to which the right will be transferred.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	25E	1									40	40	40	40					160

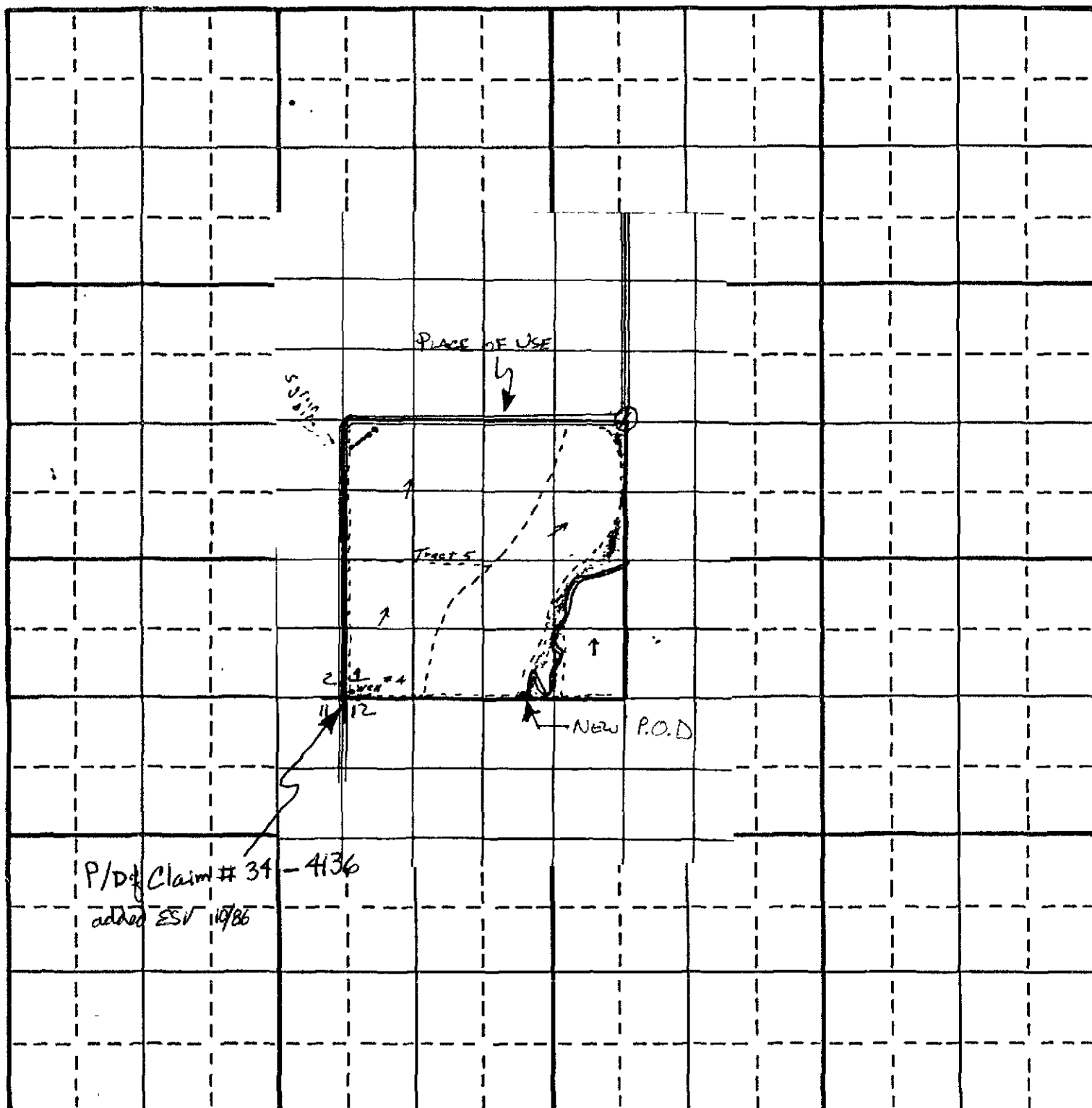
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JUL 06 1987

Total number of acres to be irrigated 160

4. Describe any other water rights used for the same purpose as described above. Claim filed 6-23-86 for a ground water right #34-4136 (GROUNDWATER)
dated ES 10/86

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE 2 inches equal 1 mile. Draw plan in ink.

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JUL 06 1987

TP. <u>SN</u>	RGE. <u>25E</u>
<u>Butte</u> COUNTY	
<u>IDAHO</u> STATE	
SCALE: 1" = 1320'	
PLATTED BY <u>AGU</u>	VERIFIED BY
TITLE REPORT DESCRIPTION	
VERIFIED BY	

3. Remarks

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

THE FEDERAL LAND BANK OF SPOKANE

By: Richard E. Spencer
(Signature of applicant)
Authorized Agent

Subscribed and sworn to before me this 15th day of October, 19 86

[Signature]
(Notary Public)

My commission expires 4-15-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 34-0659,
and said application is hereby APPROVED.

Approval of said application is subject to the following limitations and conditions:

1. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
2. Use of water under this right is subject to control by the watermaster of State Water District No. 34, Big Lost River.
3. An agreement was reached between the applicant & the parties protesting the approval of this transfer, and will be enforced by the Department to the extent the Department has jurisdiction over the terms of the agreement.

Witness my hand this 17th day of April, 1987.

[Signature]
Chief, Operations Bureau

MICROFILMED

JUL 06 1987

FOR DEPARTMENT USE ONLY

ALL PROTESTS WITHDRAWN

Received by [Signature] Date 10-16-86

Prelim. check by [Signature] Fee 50.00

Receipted by [Signature] Date 10-21-86

Published in Arco Advertiser

Pub. dates 11-6 + 11-13-86

Watermaster recommendation requested on 11-16-86

UD #54 rec'd. 11-12-86

Protest filed by -Harold W.-Bell, -Preston K.-Bell,

Harold E.-Smith, -Dee Van Eiten, -Ervin Beard,

-James Lords-

Copies of protest forwarded by CW

Hearing held by Date

Recommended for approval denial

by RBC Jim

RECEIVED

MAR 11 1987

IN THE MATTER OF TRANSFER NO. 3281)
ON WATER RIGHT NO. 34-0659 IN THE)
NAME OF FEDERAL LAND BANK)

AGREEMENT

Department of Water Resources
Eastern District Office

We agree to withdraw our protest if the priority of the right is reduced to 1 August 1966, the date that the diversion structure was constructed and the water was used.

Signed at Arco, Idaho, this 9th day of March, 1987.

Harold W. Bell
Harold W. Bell

Preston K. Bell
Preston K. Bell

Harold E. Smith
Harold E. Smith

Dee Van Etten
Dee Van Etten

Ervin Beard
Ervin Beard

James A. Lords
James A. Lords

I, hereby, agree that the priority of this water right be changed to 1 August 1966, the date that the diversion structure was constructed and the water was diverted.

Signed this 13th day of February, 1987.

Richard E. Grenier, Authorized Agent
Federal Land Bank of Spokane

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JUL 06 1987

Department of Water Resources
150 Shoup Ave.
Suite 15
Idaho Falls, Idaho 83401

We the undersigned wish to protest the proposed change of water right NO 34-0659. We feel the increased shrinkage to deliver this water 4 miles down Antelope Creek, would be very detrimental to our water rights, furthermore, this water right was abandoned about 1915 and the ground it was decreed to was not farmed again until about 1955.

<i>Harold W. Bell</i>	<i>RT-1</i>	<i>Darlington Idaho 83231</i>
<i>Preston R. Bell</i>	<i>RT-1</i>	<i>Darlington Idaho 83231</i>
<i>Harold E. Smith</i>	<i>Box 106</i>	<i>Darlington Idaho 83231</i>
<i>Alvan Van Etten</i>	<i>RT-1</i>	<i>Darlington Id.</i>
<i>Erwin Beard</i>	<i>Box 40</i>	<i>Darlington Id.</i>
<i>James J. Jones</i>	<i>Box 6</i>	<i>Idaho</i>

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JUL 06 1987

RECEIVED
NOV 21 1986

Department of Water Resources
Eastern District Office

RECEIVED

OCT 22 1986

Department of Water Resources
Eastern District Office

RECEIVED

NOV 25 1985

FLBA of BLACKFOOT

GREEN, SERVICE,
GASSER & KERL
Attorneys at Law
P O Box 4883
Pocatello, Idaho
83205-4883
(208) 232-4471

Entered . . .	✓
Compared	✓
Indexed	✓

No. 16922

NOV 6 1985

11:35
BUTTE COUNTY CLERK
Leann Wasth

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BUTTE

FEDERAL LAND BANK OF SPOKANE,)

Plaintiff,)

v.)

SCOTT D. COBURN, et al)

Defendants.)

CASE NO. 10-85

SHERIFF'S CERTIFICATE
OF SALE UNDER
FORECLOSURE

I, DARRELL G. RICHARDS, Sheriff of the County of Butte, State of Idaho, do hereby certify that under and by virtue of a Decree of Foreclosure and Order of Sale entered in the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Butte, an action in which The Federal Land Bank of Spokane, a corporation, obtained a Decree of Foreclosure and Order of Sale against Scott D. Coburn; Lois Walker and Jack Walker, wife and husband; United States of

MICROFILMED

JUL 06 1987

America, acting through the Farmers Home Administration;
First Security Bank of Idaho, N.A.; and The Federal Land
Bank Association of Blackfoot, a corporation; and

GREEN, SERVICE,
GASSER & KERL
Attorneys at Law
P.O. Box 4883
Pocatello, Idaho
83205-4883
(208) 232-4471

An Execution in Foreclosure thereunder issued to me
as such Sheriff, and duly delivered to me whereby I was
commanded to sell the property hereinafter described
according to law, and apply the proceeds of said sale
towards satisfaction of the lien of The Federal Land
Bank of Spokane, which lien amounted to the sum of
\$124,704.59 as of the date of sale, plus accruing costs
including my fees and commission, amounting to the sum
of \$61.00 and costs of service of Notice of Sale,
amounting to the sum of \$21.44, plus costs in
publication of the Notice of Sale amounting to the sum
of \$156.00 and the costs of recording this Certificate
amounting to the sum of \$10.00, all due and owing as of
the date of sale in lawful money of the United States of
America.

On the 6th day of November, 1985, at 11:00 o'clock
a.m. on said day, at the front entrance of the
Courthouse of Butte County, Idaho, in Arco, Idaho, I
duly sold at public auction, according to law after due
and legal notice, to Federal Land Bank
of Spokane who made
the highest and best bid therefore in the sum of
\$ 124,706.59, lawful money of the United

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JUL 06 1987

States, the real estate described in said Decree of Foreclosure and Execution issued thereunder and described as follows:

GREEN, SERVICE,
GASSER & KERL
Attorneys at Law
P.O. Box 4883
Pocatello, Idaho
83205-4883
(208) 232-4471

PARCEL 1:

Township 5 North, Range 25 East of the Boise Meridian.

Section 1: SW1/4

PARCEL 2:

Township 5 North, Range 26 East of the Boise Meridian.

Section 4: SW1/4SW1/4,
S1/2N1/2SW1/4, E1/2W1/2SE1/4
Section 5: SE1/4
Section 9: S1/2NE1/4

PARCEL 3:

Township 6 North, Range 25 East of the Boise Meridian.

Section 36: N1/2SW1/4, and all that portion of the NW1/4 lying South and West of Old Utah Construction Company Canal (known also as Blaine Canal) and South of Antelope Creek.

Together with a 50 H.P. U.S. electric motor, serial #1253564, with a Johnston turbine pump, serial #LFS 270; a 50 H.P. U.S. electric motor, serial #1250458, with a Johnston turbine pump, serial #14037; a 75 H.P. G.E. electric motor, serial #102018, with a Westinghouse turbine pump, serial #8157; a 75 H.P. G.E. electric motor, serial #OJJ694611, with a Westinghouse turbine pump, serial #8452; and any replacements thereof; all of which are hereby declared to be appurtenant thereto.

All water and water rights used upon or appurtenant to said property, however evidenced;

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JUL 06 1987

Together with any and all tenements,
hereditaments and appurtenances thereunto
belonging or used in connection
therewith.

EXCEPTING THEREFROM:

Township 5 North, Range 26 East Boise
Meridian

Section 4: SW1/4SW1/4,
S1/2N1/2SW1/4, E1/2W1/2SE1/4
Section 5: SE1/4
Section 9: S1/2NE1/4

GREEN, SERVICE,
GASSER & KERL
Attorneys at Law
P.O. Box 4883
Pocatello, Idaho
83205-4883
(208) 232-4471

AND I DO FURTHER CERTIFY that Federal
Land Bank of Spokane being the
purchaser of said property at said sale receipted me for
the amount of said bid less accruing costs of \$248.44,
leaving \$124,458.15 to be credited upon The Federal Land
Bank of Spokane lien identified in the Decree of
Foreclosure and Order of Sale above described.

I FURTHER CERTIFY that said property is subject to
redemption in lawful money of the United States of
America within one year from the date of said sale,
pursuant to Idaho statutes in such cases made and
provided.

DATED This 6th day of November, 1985.

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JUL 06 1987

DARRELL G. RICHARDS
BUTTE COUNTY SHERIFF

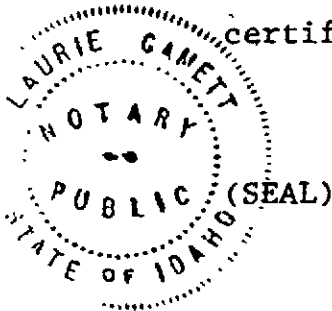
BY

Darrell G. Richards

STATE OF IDAHO)
County of Butte) ss

On this 6th day of November, 1985, before me, the undersigned Notary Public in and for said county and state, personally appeared Darrell G. Richards known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Laurie Gamett
NOTARY PUBLIC for Idaho
Residing at: Greenlee

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JUL 06 1987

Affidavit of Publication

I, Jo Pruett
of the Arco Advertiser, a weekly newspaper of
general circulation, published weekly at Arco,
Idaho, since March, 1909, do solemnly swear that
a copy of this notice, per clipping attached, was
published weekly in the regular and entire issue
of said newspaper, and not in any supplement
thereof,

for 2 consecutive weeks, commencing with
the issue dated Nov-6-1986
and ending with the issue dated

Nov-13-1986
Jo Pruett

Subscribed and sworn to before me this

13 day of November, 1986

Thomas D. Cannon
Notary Public

Residence: Arco, Idaho.
My commission expires 12-17, 1991

NOV 14 1986

Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 34-0659

Notice is hereby given that the Federal
Land Bank of Spokane, Blackfoot, ID, has
applied to the Department of Water
Resources for a change in the point of
diversion of water from Antelope Creek
tributary to Big Lost River. The right sought
to be changed is evidenced by Decree No. 34-
0659 and is recorded as follows:

AMOUNT: 3.2 cfs

PRIORITY: Aug. 31, 1912

POINT OF DIVERSION SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec
21, T.5N, R. 25E, B.M., Butte County
(Hanrahan Ditch)

The water is used to irrigate lands within
the SW $\frac{1}{4}$, Sec 1, T. 5N, R. 25E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the
SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T. 5N, R. 25E, for the
irrigation of 160 acres within the SW $\frac{1}{4}$ Sec.
1, T. 5N, R. 25E, B.M., Butte County.

Any protest against approval of the above
proposed change of water right must be filed
with the Idaho Department of Water
Resources, 150 Shoup Ave., Suite 15, Idaho
Falls, Idaho 83401, on or before November
24, 1986

A KENNETH DUNN
Director

Published 11-6-86 and 11-13-86.

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JUL 06 1987

Helen Richardson

✓1912-August 31 ✓ 3.2 c.f.s.

34 0659

T. #3281

No. 425.

To be diverted from Antelope Creek through the Hanrahan Ditch having its point of diversion in the Northeast quarter of Section 21, Township 5 North, Range 25 East, B.M., for the irrigation of the following described land, to-wit:

Southwest quarter of Section 1, Township 5 North, Range 25 East, B.M.

John G. Richardson

✓1880-May 1 ✓ 5.8 c.f.s.

Trans #603- 1.0 cfs

" #692- 1.2 "

" #693- 1.6 "

34 0660 ✓

No. 426.

To be diverted from Antelope Creek through private ditches having their points of diversion in the Northeast quarter of Section 29, Township 5 North, Range 25 East, B.M., for the irrigation of the following described land, to-wit:

Northeast quarter, the Southeast quarter of the Northwest quarter, West half of the Southwest quarter and the Southeast quarter of the Southwest quarter of Section 21 and the Northeast quarter of the Northwest quarter of Section 28, all in Township 5 North, Range 25 East, B.M.

Rowe Rodgers

(Successor in interest of John C. Rodgers.)

✓1904-May 1 ✓ 3.2 c.f.s.

Trans. # 495- 1.6 cfs

" #554- 1.04 cfs

34 0661

No. 427.

To be diverted from Antelope Creek through the Greene Ditch having its point of diversion in the Northeast quarter of Section 21, Township 5 North, Range 25 East, B.M., for the irrigation of the following described land, to-wit:

Lot 7, Northwest quarter of the Southwest quarter, Northeast quarter of the Southwest quarter, and the Northwest quarter of the Southeast quarter of Section 12, Township 5 North, Range 25 East, B.M.



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

May 13, 1987

RE: Transfer of Water Right No. 34-0659

Douglas Rosenkrance
Rt. 1, Box 24
Mackay, ID 83251

Dear Mr. Rosenkrance:

Enclosed is a copy of an approved transfer application filed by the Federal Land Bank of Spokane.

You may know that approval of this transfer was initially protested, however, based upon an agreement reached among the parties, the protest was withdrawn. Also enclosed is a copy of this agreement.

If you have any questions concerning the regulation of the water right, please let us know.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosures

MicroFILMED

JUL 06 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: ESJ

1. Right number 34-0659 Applicant Federal Land Bank
2. Type of right: ☒ Decree ☐ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
(See detached sheriff's sale receipt)
 - h. ☒ Check for expansion in use of right. Comments _____
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) 34-4136 (GROUND WATER)
 - j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No
If yes, what district? 34; also send copy to Big Lost River Div. Dist.

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 11-05-86 Received on 11-12-86
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☒ Yes ☐ No Protest withdrawn

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* A LOCKABLE HEADGATE & MEASURING DEVICE SHALL BE
INSTALLED & MAINTAINED AS PART OF DIVERSION WORKS. RIGHT TO
BE UNDER THE CONTROL OF LOST RIVER WATERMASTER DISTRICT 34
4. By Jim Date 3/21/87

* All uses within Watermaster Districts require special conditions.

Department of Water Resources

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JUL 06 1987

RECEIVED

APR 02 1987

Copy to Roberta 11-24-86

March 27, 1987

RE: Application for Transfer No. 34-0659

Mr. Richard E. Spencer
Federal Land Bank of Spokane
Farm Credit Services
P.O. Box 10
Blackfoot, ID 83221

Dear Mr. Spencer:

This letter is to inform you that Harold W. Bell, Harold E. Smith, Ervin Beard, Preston K. Bell, Dee Van Etten, and James Lords have withdrawn their protest against the above referenced application. The Department has now resumed processing of your application.

If you have any questions, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Water Rights Supervisor

EC:cw

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JUL 06 1987

March 27, 1987

RE: Application for Transfer No. 34-0659 FEDERAL LAND BANK

Mr. Harold W. Bell
Rt. 1
Darlington, ID 83231

Dear Mr. Bell:

This letter is to acknowledge receipt of your withdrawal of protest against the above referenced application. The Department has now resumed processing of the application.

If you have any questions, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Water Rights Supervisor

EC:CW

cc: Harold E. Smith, Ervin Beard, Preston K. Bell,
Dee Van Etten, & James Lords

RECORDED

JUL 05 1987

February 20, 1987

RE: Application for Transfer of Water Right No. 34-0659
Federal Land Bank of Spokane

Mr. Harold W. Bell
Rt. 1
Darlington, ID 83231

Dear Mr. Bell:

The enclosed document represents the verbal agreement of those parties present at the conference held 28 January 1987 in Arco. To implement the agreement and thereby resolve the outstanding protests, the document must be signed by both the protestants and the applicant.

To complete the ratification process, the agreement still needs the signature of each protestant. When every party has signed the document it must be returned to this office for consideration in the final administrative review of the above application.

If the document is found to be unsatisfactory by any of the protestants, please contact me immediately.

Respectfully submitted,

ERNEST CARLSEN
Water Rights Supervisor

EC:cw

Enclosure

MICROFILMED

JUL 06 1987



Farm Credit Services
Blackfoot

RECEIVED
FEB 17 1987

10 West Judicial
P O Box 10
Blackfoot, Idaho 83221
208/785-0820

Department of Water Resources
Eastern District Office

February 13, 1987

Ernest Carlson
Idaho Dept. of Water Resources
150 Shoup
Idaho Falls ID 83402

RE: Application for Transfer of Water Right No. 34-0659
Coburn property

Dear Mr. Carlson:

I am enclosing herewith the agreement which you sent me with your letter dated February 10, 1987. This has been signed by Richard E. Spencer, an authorized agent for the Federal Land Bank of Spokane.

If you have any questions, please contact me.

Sincerely,

Harry B. Gambles

Harry B. Gambles
Sr. Credit Officer

HBG:mj
Encls.

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JUL 06 1987



Interstate Production Credit Association and Federal Land Bank Association - Part of the Farm Credit System

February 10, 1987

RE: Application for Transfer of Water Right No. 34-0659

Mr. Harry Gambles
Farm Credit Services
P.O. Box 10
Blackfoot, ID 83221

Dear Mr. Gambles:

The enclosed document represents the verbal agreement of those parties present at the conference held on 28 January 1987 in Arco. To implement the agreement and thereby resolve the outstanding protest, the document must be signed by both the protestants and the applicant.

To begin the ratification process, please have a designated agent of the Federal Land Bank of Spokane date and sign the document below the bottom paragraph. The document should then be returned to this office and we will send it to the protestants for signature. When ratification has been completed, a copy of the document will be forwarded to your office.

Respectfully submitted,

ERNEST CARLSEN
Water Rights Supervisor

EC:CM

Enclosure

MICROFILMED

JUL 06 1987

In the matter of Transfer #3281 on)
Water Right No. 34-0659 in the)
name of Federal Land Bank)

Agreement

We agree to withdraw our protest if the priority of the right is reduced to 1 Aug. 1966 the date that the diversion structure was ~~constructed~~ ^{constructed} and the water was used.

Signed at Arco, Idaho this 28th day of January, 1987

Harold W. Bell

Preston K. Bell

Harold E. Smith

Dee Van Etyen

Erwin Gerrd

James Lords

I, hereby, agree that the priority of this water right ~~shall~~ be changed to 1 Aug 1966 the date that the diversion structure was constructed and the water was diverted.

Signed at Arco, Idaho this 28th day of January, 1987

MICROFILMED

JUL 06 1987

34-0659

12-20-87

Federal Land Bank

Harry Gamble

Protestants

Scott Coleman Property -

The rights to the ditch were sold in past years

About 4 miles downstream - from Hanrahan to New P.D.

Agreement reached to reduced the priority to the date the diversion structure was built and the water was used - Agreement

MICROFILMED

JUL 06 1987

T. 34-0659.

28 Jan 87.

Applicant. represented by Harry Gamble.

Protestant:

Harold A. Bell.

Eugene K. Bell.

Harold E. Smith.

Deo Van Etten.

Erwin Brand.

James Lode. absent. - sent status cause order.

All protestants are users on the ~~Hinscher~~ Hinscher Ditch. They want to be recognized as individual protestants.

- Gamble -

Right to convey water in ditch was sold in past years.

Its about 4 miles between the heading of the Hinscher Ditch and the new proposed p.d.

D.

Bell -

During high water there is water flowing past Hinscher Ditch. Normally it requires 1000 to 1800 inches ^{in the channel} at the Hinscher ~~Ditch~~ Leading before water would flow to new p.d.

Antelope Creek channel splits at "point K" - Hinscher ~~Ditch~~ heading is on Green Channel. - Does ~~not~~ ^{have} measuring device.

MICROFILMED

JUL 06 1987

There is a permitted water right that presently diverts water at proposed point of diversion.

Capacity of Hinscher Ditch is sufficient to carry water rights of 1903 and earlier.

New point of diversion was first used in 1966 or 1967. Mr. Colman ~~contesting~~ using p.d. around ~~then~~ that period of time. Prior to then the water probably was not used ~~until~~ for approximately 30 to 40 years. Developed a use right Mr. Colman probably ~~established a new~~ ~~water~~ with a priority of when he began diverting water at a new point.

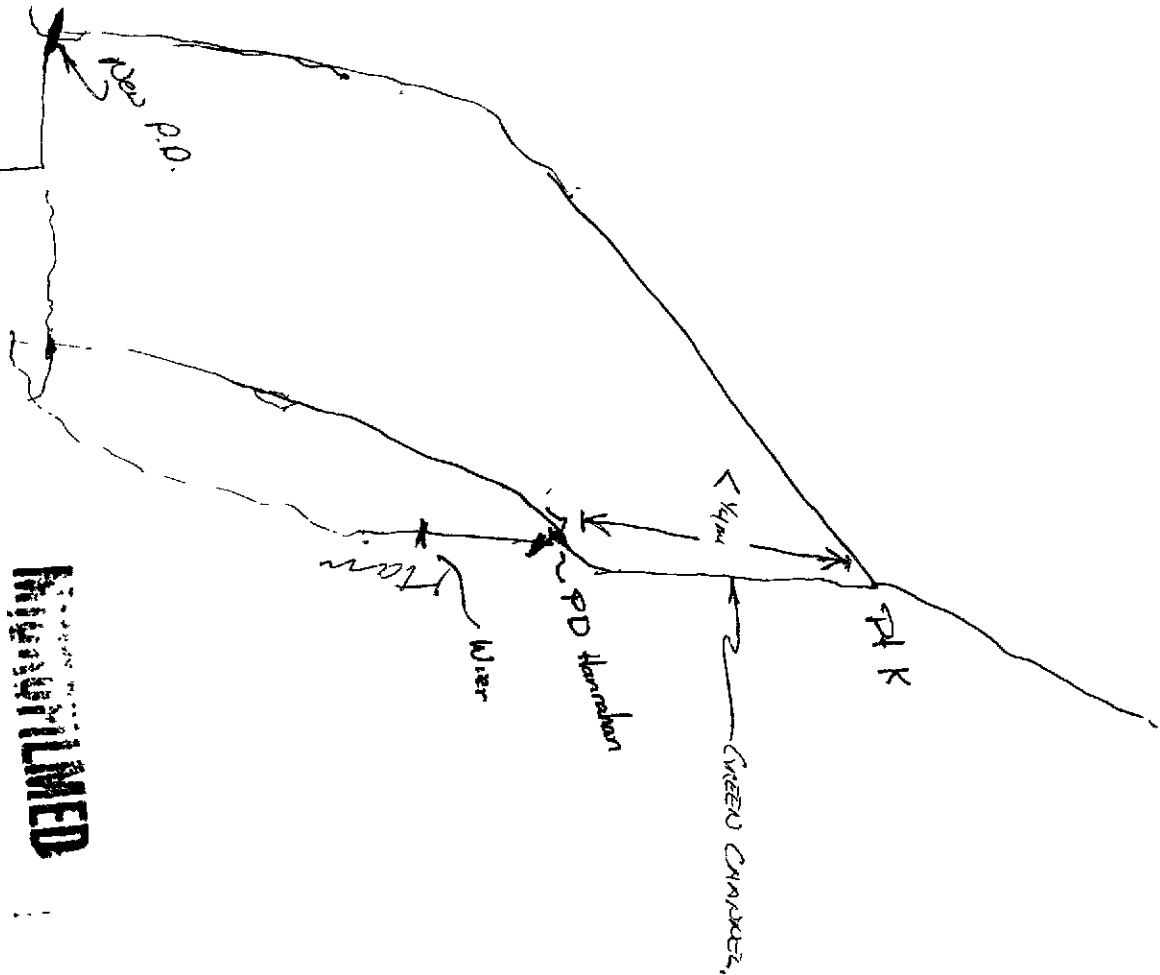
solution - ① withdraw transfer - and file a claim to water right. ② ~~Credit~~ transfer by reducing priority of right then creditors place on the transfer.

Henry Lamb will provide date diversion was constructed. We need to prepare agreement on new priority circulate the agreement for signature.

MICROFILMED

JUL 06 1987

1912-160 miles



MicroFILMED

JUL 06 1986

MicroFILMED

JUL 06 1987

T 34-0659 - Federal Land Bank of Spokane

Courtroom, Butte County Courthouse, Arco. Idaho
Wednesday, January 28, 1987 - 9:30 a.m.

ROSTER OF ATTENDANCE

Hearing Officer: Bob Flannery & Ernest Carlson

Name	Representing	Address
Doug Rosumance	electric meter	Mockay Idaho
Paul Bell	Self	Route 1 Darlington, Ida. 83231
Harry Galloway	FARM Credit Services	Blackfoot, Id.
Harold Smith	Self	Darlington, Id.
Neil Van Etten	"	Darlington Id.
Erwin Beard	"	Darlington Id.
Preston Bell	"	Darlington Id.

MICROFILMED

JUL 06 1987

January 26, 1987

Magistrate Court
Butte County
Arco, ID 83213

ATTN: Deanna

Dear Clerk:

This is to confirm the use of the Courtroom for water right hearings to be held by this Department on January 28, 1987, beginning at 9:30 a.m.

Thank you for your cooperation in this matter.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

MICROFILMED

JUL 06 1987

PS Form 3877, Sept. 1979
 ACCEPTANCE OF REGISTERED, INSURED, C.O.D. AND CERTIFIED MAIL

NAME AND ADDRESS OF SENDER		DEPARTMENT OF WATER RESOURCES EASTERN DISTRICT OFFICE 150 GROUP AVE. IDAHO FALLS, IDAHO 83401		Indicate type of mail ☐ Registered ☐ Insured ☐ COD ☒ Certified		I certify that we have ☐ Commercial Insurance ☐ A deductible clause of \$		Affix stamp here if issued as certificate of mailing or for additional copies of this bill POSTMARK AND DATE OF RECEIPT						
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	Handling Charge	Actual Value (If Registered)	DUE SENDER IF C.O.D.	R R FEE	S D FEE	S H FEE	REST DEL FEE	REMARKS			
1	13626 HB PO Box 10 Blackfoot Id	22	75				70			3406.597				
2	13627 David Wheel Rt 1 Nailington	"	"				"			"				
3	13628 Preston K Beel Rt #1 Nailington	"	"				"			"				
4	13629 David E Smith Box 106 Nailington	"	"				"			"				
5	13630 Dee Van Etten Rt 1 Nailington	"	"				"			"				
6	13631 Irvin Beard Box 60 Nailington	"	"				"			"				
7	13632 James Woods Box 5 Nailington	"	"				"			"				
8	13633 Frank Spertmann Home Id	"	"				"			"				
9	13634 Herb Record Jr & D 1515 Lincoln St	"	"				"			"				
10	Total													
11														
12														
13														
14														
15														

9x 1.67
 \$ 15.03

RECORDED
 JUL 06 1981
 1981

TOTAL NUMBER OF PIECES LISTED BY SENDER 9	TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE 9	POSTMASTER, PER (Name of receiving employee) LH	The full declaration of value is required on all domestic and international registered mail. Commercial Insurance—Payment of the full registry fee is required on articles valued up to \$1,000 or the full amount of the deductible if the deductible exceeds \$1,000. The maximum indemnity payable is \$25,000 for registered mail, \$400 for COD and \$400 for insured mail. Special handling charges apply only to third- and fourth-class parcels. Special delivery service also includes special handling service.
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SENDER. Complete items 1, 2, 3 and 4

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

- 1 ☐ Show to whom, date and address of delivery
- 2 ☐ Restricted Delivery

3. Article Addressed to

Mr Van Etten
Rt 1
Harrison, IN 46323

4. Type of Service

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number

13650

Always obtain signature of addressee or agent and
DATE DELIVERED

5. Signature - Addressee

X

Mr Van Etten

6. Signature - Agent

X

7. Date of Delivery

1-16-87

8. Addressee's Address (ONLY if requested and fee paid)

DOMESTIC RETURN RECEIPT

RECEIVED
 JUL 06 1987
 54-5-65

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Enclose article "Return Receipt Requested" adjacent to number.

**RETURN
TO**

IDAHO FALLS, IDAHO 83401

(Name of Sender)

(No. and Street, Apt., Suite, P.O. Box or R.D. No.)

JAN 26 1987

**Department of Water Resources
Eastern District Office**

(City, State, and ZIP Code)



**10 PENALTY FOR PRIVATE
MAIL
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE**

86 150 SHOCK AVE

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

3. Article Addressed to:

Preston K Bell
Rt 1.
Halleighton, Id 83231

4. Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number

13628

Always obtain signature of addressee or agent and
DATE DELIVERED.

5 Signature - Addressee

X Preston K Bell

6 Signature - Agent

X

7 Date of Delivery

1-16-87

8. Addressee's Address (ONLY if requested and provided)

DOMESTIC RETURN RECEIPT

MICROFILMED
JUL 06 1987

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits.
- Otherwise affix to back of article.
- Enclose article. Return Receipt Requester's name and address to return.

RETURN

RECEIVED

JAN 20 1987

Department of Water Resources
Eastern District Office

City, State, and ZIP Code

(No. and Street Apt., Suite, P.O. Box or R.D. No.)

150 SHOOK AVE.
104 HONOLULU HAWAII 96801

EASTERN DISTRICT OFFICE

DEPARTMENT OF WATER RESOURCES

1987 PENALTY FOR PRIVATE USE \$300

PERMIT NO. 1000



PS Form 3811, July 1983 447-B45

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1 ☐ Show to whom, date and address of delivery.

2 ☐ Restricted Delivery

3 Article Addressed to:

Erwin Board
Box 60
Washington, D.C. 20543

4. Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number

13631

Always obtain signature of addressee or agent and
DATE DELIVERED.

5 Signature - Addressee

X Erwin Board

6. Signature - Agent

X

7 Date of Delivery

1-16-87

8. Addressee's Address (ONLY if requested and provided)

DOMESTIC RETURN RECEIPT

UNRECORDED
JUL 06 1987

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDING INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Enclose article "Return Receipt Requested" Department of Water Resources subject to number.

**RETURN
TO**

**EASTERN DISTRICT OFFICE
150 SHOUP AVE.**

IDAHO FALLS, IDAHO 83401

JUL 20 1987

(No. and Street, Apt., Suite, P.O. Box or R.D. No.)

**Department of Water Resources
Eastern District Office**

(City, State, and ZIP Code)

**RENTAL FOR PRIVATE
\$3.00**

DEPARTMENT OF WATER RESOURCES



MICROFILMED
JUL 06 1987

SENDER Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

- 1 ☐ Show to whom, date and address of delivery.
2 ☐ Restricted Delivery

3 Article Addressed to

Harold L Smith
Box 106
Hawthorne, NJ 07031

4 Type of Service

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number

13629

Always obtain signature of addressee or agent and
DATE DELIVERED

5 Signature -- Addressee

X Janet Rowe

6 Signature -- Agent

X

7 Date of Delivery

1-16-87

8 Addressee's Address (ONLY if requested and fee paid)

DOMESTIC RETURN RECEIPT

RECEIVED
JUL 06 1987

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits. DEPARTMENT OF WATER RESOURCES otherwise affix to back of article.
- Enclose article "Return Receipt Requested" adjacent to number.

RETURN

RECEIVED

JAN 20 1987

Department of Water Resources
Eastern District Office

WASHINGTON
JAN 16 PM 1987



DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE

150 SHROUP AVE.

IDAHO FALLS, IDAHO 83401

(Name of Sender)

(No. and Street, Apt., Suite, P.O. Box or R.D. No.)

(City, State, and ZIP Code)

PS Form 3811, July 1983 447-845

SENDER Complete items 1, 2, 3 and 4

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery
2. ☐ Restricted Delivery.

3. Article Addressed to:

Harold Bell
Rt 1.
Darlington

4. Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number

13627

Always obtain signature of addressee or agent and
DATE DELIVERED.

5. Signature - Addressee

X *Harold W. Bell*

6. Signature - Agent

X

7. Date of Delivery

1-16-87

8. Addressee's Address (ONLY if requested and fee paid)

DOMESTIC RETURN RECEIPT

1987 JAN 16 1987
1-16-87
1987 JAN 16 1987

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

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- Enclose article "Return Receipt Requested" adjacent to number.

RETURN

RECEIVED

JAN 20 1987

Department of Water Resources
Eastern District Office

JUL 06 1987



DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE

160 SHOUP AVE.

IDAHO FALLS, IDAHO 83401

(Name of Sender)

(No. and Street, Apt., Suite, P.O. Box or R.D. No.)

(City, State, and ZIP Code)

SENDER: Complete items 1, 2, 3 and 4

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

- 1 ☐ Show to whom, date and address of delivery
 2 ☐ Restricted Delivery

3 Article Addressed to

*Federal Land Bank
 P O Box 10
 Blackfoot, Id 83221*

4 Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number

13626

Always obtain signature of addressee or agent and
DATE DELIVERED.

5 Signature - Addressee

X

6. Signature - Agent

X

7. Date of Delivery

8. Addressee's Address (only if requested and fee paid)

DOMESTIC RETURN RECEIPT

MICROFILMED
 JUL 06 1984

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

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- Attach to front of article if space permits, otherwise affix to back of article.
- Enclose article "Return Receipt Requested" and return to number.

RETURN

RECEIVED

JAN 20 1987

Department of Water Resources
Eastern District Office

REFILED
JUL 06 1987



PENALTY FOR PRIVATE

USE \$300

DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

150 SHOUR AVE.

IDAHO FALLS, IDAHO 83401
(Name of addressee)

(No. and Street, Apt., Suite, P.O. Box or R.D. No.)

(City, State, and ZIP Code)

SENDER. Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery

3. Article Addressed to

James Ardis
Box 5
Hartington, Id. 83231

4. Type of Service:

- | | |
|---|----------------------------------|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | |

Article Number

13632

Always obtain signature of addressee or agent and
DATE DELIVERED.

5. Signature - Addressee

X Peggy Fargos

6. Signature - Agent

X

7. Date of Delivery

1-16-87

8. Addressee's Address (ONLY if requested and fee paid)

RECORDED
JAN 16 1987

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits; otherwise affix to back of article.
- Enclose article "Return Receipt Requested" adjacent to number.

**RETURN
TO**

RECEIVED

JAN 20 1987

Department of Water Resources
Eastern District Office

MICROFILMED
JAN 20 1987

DARLINGTON
JAN 10
PM



DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE
150 SHOUF AVE.

IDAHO FALLS, IDAHO 83401

(Name of Sender)

(No. and Street, Apt., Suite, P.O. Box or R.D. No.)

(City, State, and ZIP Code)

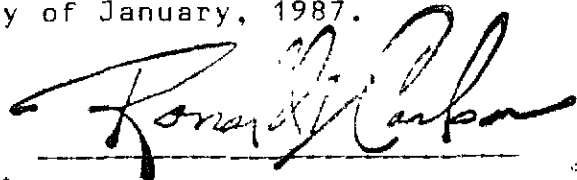
BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
TRANSFER NO. 34-0659 IN THE NAME OF)
FEDERAL LAND BANK OF SPOKANE) NOTICE OF HEARING
_____)

On October 16, 1986, Federal Land Bank of Spokane filed with the Department of Water Resources an application to transfer the public waters of the State of Idaho. On November 21, 1986, a protest was received by the Department from Harold W. Bell, Preston K. Bell, Harold E. Smith, Dee Van Etten, Ervin Beard, and James Lords.

The Department has set the matter of protest for hearing for 9:30 a.m., Wednesday, January 28, 1987, in the Courtroom, Butte County Courthouse, Arco, Idaho. The hearing will be held in accordance with provisions of Chapter 2, Title 42, of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Dated this 15th day of January, 1987.



RONALD D. CARLSON

Eastern Regional Manager

RECEIVED
FILMED

JUL 06 1987

January 12, 1987

RE: Application for Transfer No. 34-0659 FEDERAL LAND BANK

Harold W. Bell
Rt. 1
Darlington, ID 83231

Dear Mr. Bell:

This is to acknowledge receipt of the protest filed against the above referenced application for transfer. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?
3. Will the proposed use under this transfer conflict with the local public interest?

You will be notified at a later date as to the time and place set for conference and/or hearing.

If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

cc: IDWR - State Office

MICROFILMED

JUL 06 1987

January 12, 1987

RE: Application for Transfer No. 34-0659 FEDERAL LAND BANK

Preston K. Bell
Rt. 1
Darlington, ID 83231

Dear Mr. Bell:

This is to acknowledge receipt of the protest filed against the above referenced application for transfer. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?
3. Will the proposed use under this transfer conflict with the local public interest?

You will be notified at a later date as to the time and place set for conference and/or hearing.

If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

cc: IDWR - State Office

MICROFILMED

JUL 06 1987

January 12, 1987

RE: Application for Transfer No. 34-0659 FEDERAL LAND BANK

Harold E. Smith

Box 106

Darlington, Idaho 83231

Dear Mr. Smith:

This is to acknowledge receipt of the protest filed against the above referenced application for transfer. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?

2. Does the change constitute an enlargement in the use of the original right?

3. Will the proposed use under this transfer conflict with the local public interest?

You will be notified at a later date as to the time and place set for conference and/or hearing.

If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON

Eastern Regional Supervisor

RDC:cw

cc: IDWR - State Office

MICROFILMED

JUL 06 1987

January 12, 1987

RE: Application for Transfer No. 34-0659 FEDERAL LAND BANK

Dee Van Etten
Rt. 1
Darlington, ID 83231

Dear Mr. Van Etten:

This is to acknowledge receipt of the protest filed against the above referenced application for transfer. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?
3. Will the proposed use under this transfer conflict with the local public interest?

You will be notified at a later date as to the time and place set for conference and/or hearing.

If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

cc: IDWR - State Office

MICROFILME

JUL 06 1987

January 12, 1987

RE: Application for Transfer No. 34-0659 FEDERAL LAND BANK

Ervin Beard
Box 60
Darlington, ID 83231

Dear Mr. Beard:

This is to acknowledge receipt of the protest filed against the above referenced application for transfer. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?
3. Will the proposed use under this transfer conflict with the local public interest?

You will be notified at a later date as to the time and place set for conference and/or hearing.

If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

cc: IDWR - State Office

RECORDED

JUL 06 1987

January 12, 1987

RE: Application for Transfer No. 34-0659 FEDERAL LAND BANK

James Lords
Box 5
Darlington, ID 83231

Dear Mr. Lords:

This is to acknowledge receipt of the protest filed against the above referenced application for transfer. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?
3. Will the proposed use under this transfer conflict with the local public interest?

You will be notified at a later date as to the time and place set for conference and/or hearing.

If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

cc: IDWR - State Office

MICROFILMED

JUL 06 1987

January 12, 1987

RE: Application for Transfer No. 34-0659

Federal Land Bank of Spokane
c/o Farm Credit Services-Blackfoot
P.O. Box 10
Blackfoot, ID 83221

Gentlemen:

Enclosed please find a copy of the protest filed against the above referenced application. You should be aware that the following are the items we can consider at a conference and/or hearing in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?
3. Will the proposed use under this transfer conflict with the local public interest?

You will be notified at a later date as to the time and place set for conference and/or hearing. Legal counsel is not mandatory at an proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

Enclosure

cc: IDWR - State Office

RECEIVED
FILMED

JUL 06 1987



Farm Credit Services
Blackfoot

RECEIVED

OCT 22 1986

Department of Water Resources
Eastern District Office

10 West Judicial
P O Box 10
Blackfoot, Idaho 83221
208/785-0820

October 21, 1986

Dept. of Water Resources
150 Shoup Ave.
Idaho Falls, ID 83401

Att: Eric Verner

RE: FLB 160827 Coburn property

Enclosed you will find copy of Sheriff's Certificate of Sale Under Foreclosure which will indicate that the Federal Land Bank did in fact purchase the Coburn property at Sheriff's Sale on November 6, 1985.

If you require further information or have any questions, please call.

Sincerely,


Brent Underdahl
Assoc. Credit Officer

mj
Encls.

MICROFILMED

JUL 06 1987



Interstate Production Credit Association and Federal Land Bank Association - Part of the Farm Credit System



Farm Credit Services
Blackfoot

10 West Judicial
P O Box 10
Blackfoot, Idaho 83221
208/785-0820

October 15, 1986

Department of Water Resources
150 Shoup Ave.
Idaho Falls ID 83401

RE: FLB 160827-3 Scott Coburn

RECEIVED

OCT 16 1986

Department of Water Resources
Eastern District Office

Gentlemen:

Enclosed herewith you will find Application for Transfer of Water Right together with a draft in the amount of \$50.00 to cover the transfer fee.

Please let us know if there is anything further which you need to process this application.

Sincerely,

Brent Underdahl
Assoc. Credit Officer

mj
Encls.

MICROFILMED

JUL 30 1987



Interstate Production Credit Association and Federal Land Bank Association - Part of the Farm Credit System

APPLICATION FOR TRANSFER OF
WATER RIGHT NO. 34-0659

RECEIVED

NOV 12 1986

Department of Water Resources
Eastern District Office

WATER DISTRICT 34

WATERMASTER Doug Rosenkrance

DATE: November 10, 1986

COMMENTS: ~~Well the water is going to be a lot less at the new point of diversion than it would at the old point of diversion. And its more or less a flood right and most years there would only be water there for a couple of weeks. And if the point is changed I feel that they~~
should have a reduction in the amount of water that they receive at the ~~new point of diversion. The thing about it is the channel that the water goes down will have an enormous amount of shrink..~~

~~The Hanarhan ditch is a also a private ditch company and this water right has no stock in this company. I'd like to see them use the water somewhere but if they use it down there it will take somebody else's water to get them their water. When it comes right down to it ,the Federal land bank should know that the water right is not worth what this is costing them. A 1912 right in Antelope is only on for a fewweek a year. I do endorse approval of this change.~~

~~xxx~~ I do not endorse approval of this change.

I recommend the following conditions of approval:

Doug Rosenkrance
Watermaster

REPROFILMED

JUL 06 1987

November 6, 1986

RE: Application for Transfer No. 34-0659 FEDERAL LAND BANK

Mr. Douglas Rosenkrance, Watermaster
Water District No. 34
Rt. 1, Box 24
Mackay, ID 83251

Dear Mr. Rosenkrance:

Please find enclosed a copy of the above referenced application(s) and water recommendation form(s). Please review the application(s) and complete the form(s), returning it to this office on or before November 24, 1986.

Thank you for your cooperation in this matter.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:CW

Enclosure

RECEIVED
JUL 06 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 10
Idaho Falls, Idaho 83401
(208) 525-4101

OCTOBER 22, 1986

The Arco Advertiser
Box "C"
Arco, Idaho 83213

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before NOVEMBER 24, 1986.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

JUL 06 1987

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 34-0659**

Notice is hereby given that the Federal Land Bank of Spokane, Blackfoot, ID, has applied to the Department of Water Resources for a change in the point of diversion of water from Antelope Creek tributary to Big Lost River. The right sought to be changed is evidenced by Decree No 34-0659 and is recorded as follows:

AMOUNT: 3.2 cfs

PRIORITY: Aug. 31, 1912

POINT OF DIVERSION: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T.5N, R. 25E, B.M., Butte County. (Hanrahan Ditch)

The water is used to irrigate lands within the SW $\frac{1}{4}$, Sec 1, T. 5N, R. 25E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 1, T. 5N, R. 25E, for the irrigation of 160 acres within the SW $\frac{1}{4}$ Sec. 1, T. 5N, R. 25E, B.M., Butte County.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83401, on or before November 24, 1986.

A. KENNETH DUNN
Director

Published 11-6-86 and 11-13-86.

MICROFILMED

JUL 06 1987

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A. Kenneth Dunn
Director

Published 11/6/86 and 11/13/86

MICROFILMED

JUL 00 1987

October 31, 1986

Federal Land Bank of Spokane
c/o Farm Credit Services
P.O. Box 10
Blackfoot, Idaho 83221

Re: Application for Transfer No. 34-0659

Dear Transfer Applicant:

The Department of Water Resources acknowledges receipt of your application for transfer. The transfer identification number is 34-0659. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the transfer in The Arco Advertiser. The transfer will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the transfer is protested, you will be sent a copy of the protest. The protest must be resolved before the transfer is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the transfer is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the transfer and will notify you of the outcome of this review. When the transfer is approved, you will be sent a copy. A typical processing time for an unprotested transfer is about eight weeks.

Enclosed is receipt no. 39918 for the amount of \$50.00.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Ernest Carlsen
Assistant Regional Supervisor

EC/md

Enclosure

MICROFILMED

JUL 06 1987